IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH, NAGPUR.

M.C.A. NO. 664 OF 2007

Narendra N. Harode .vs. Kailash Harode

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrars orders.	Court's or Judge's orders.

CORAM: A.P. LAVANDE & R.V. MORE, JJ.

DATED : AUGUST 27, 2007.

Heard Mr. Dhomne, learned Counsel for applicant. None present on behalf of respondent though served.

By this application, the applicant seeks restoration of First Appeal No. 805/04 which was dismissed pursuant to conditional order passed on 1.12.2006. On 3 occasions, time was granted to the appellant to file private paper book and on 1.12.2006 time to file paper-book was extended by ten weeks and it was stated that on failure to comply with this order, the appeal would stand automatically dismissed.

Having regard to the above facts, the order dismissing the appeal for non-compliance of the order in default is recalled subject to payment of costs of Rs.1000/- to be deposited in favour of High Court Legal Services Sub-Committee, Nagpur within a period of two weeks.

J. **JUDGE.** **JUDGE.**